

On April 10, 1930, no claimant having appeared for the property, judgment was entered by the court ordering that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17465. Misbranding of Colorado Rocky Mountain cough and catarrh root. U. S. v. 66 Cartons of Colorado Rocky Mountain Cough & Catarrh Root. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24662. I. S. No. 023126. S. No. 3005.)

Samples of a drug product known as Colorado Rocky Mountain cough and catarrh root from the herein-described interstate shipment, having been found to bear in the labeling certain curative and therapeutic claims not justified by its composition, the Secretary of Agriculture reported the facts to the United States attorney for the Western District of Washington.

On April 1, 1930, the United States attorney filed in the District Court of the United States for said district a libel praying seizure and condemnation of 66 cartons of Rocky Mountain cough and catarrh root, remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by the Colorado Cough & Catarrh Root Co., from Denver, Colo., on or about February 24, 1930, and had been transported from the State of Colorado into the State of Washington, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of the dried rhizomes and roots of a species of angelica.

It was alleged in the libel that the article was misbranded in that the following statements appearing in the circular and wrapper accompanying the said article, regarding its curative and therapeutic effects, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: "Cough and Catarrh Root * * * I had stomach trouble for years. After using one box it did me more good than all the remedies and treatment I ever had. * * * bronchial asthma very bad * * * it helped me so much I don't want to be without it, * * * I have used six boxes and have gained 22 pounds in six months. My trouble is Consumption. * * * I find your root the most wonderful remedy I ever saw. I am almost cured of rheumatism which I have been troubled with for 25 years. I also was constipated and am entirely cured of that. * * * He had a bad case of catarrh, and it has cured him. * * * the Root cured him of a bad case of indigestion * * * I have been using it for stomach trouble and find that in three days' time it begins to help me and that I can eat things that I have not been able to eat without having indigestion. * * * It has been of great benefit to me for indigestion, and also to my husband for a bad cough which he has had * * * My son had catarrh and it did him so much good. * * * It is the best remedy for bronchitis * * * I have taken two boxes of C. C. & C. Root for Consumption. It is doing me more good than anything I have tried. * * * Sufferers from * * * Bronchitis, Asthma, Lungs, Throat, Kidneys, Heartburn, Indigestion, Catarrh and all Catarrhal conditions, Neuralgia, Hay Fever, Nervousness, Stomach Troubles and General Debility, and many other ailments, receive prompt relief from the use of this Root. So far as we know, it has never failed to prove entirely satisfactory. * * * wonderful Root, and my using it restored my voice after having lost it thru the grippe. * * * eminent physicians pronounced me a hopeless consumptive. * * * By chewing the Root and swallowing the saliva my cough was soon cured, and by my persistent use of it for a reasonable time it cured the bronchitis, my lungs and bad stomach trouble. I became a well man;" (wrapper) "Cough and Catarrh Root * * * Asthma, Bronchitis, * * * Catarrh, Heartburn, Indigestion, Throat, Lung and Stomach Trouble. It is Supreme. Chew the Root Freely and a Cough, tho chronic, will soon fade away.

On May 21, 1930, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17466. Adulteration of ether. U. S. v. 280 One-Quarter-Pound Cans of Ether. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24006. I. S. No. 06388. S. No. 2276.)

Examination of samples of ether from the herein-described interstate shipment having shown that it did not conform to the United States Pharmacopoeia in that it contained peroxide, a decomposition product, the Secretary